

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

**HILLIARD MARTINEZ GONZALES
LLP, and THOMAS J. HENRY
INJURY ATTORNEYS,**

Plaintiffs,

V.

**ANDERSON & ASSOCIATES LAW
FIRM, PLLC, and LAW OFFICES
OF DIEGO LOPEZ, PLLC,**

Defendants.

CIVIL ACTION NO. SA-23-CA-642-FB

ORDER OF REMAND

Before the Court is the Report and Recommendation of United States Magistrate Judge (docket no. 27) concerning Hilliard Martinez Gonzales LLP and Thomas J. Henry Injury Attorneys' Motion to Remand (docket no. 9). To date, no objections to the Report and Recommendation have been received.¹

Because no party has objected to the Magistrate Judge's Report and Recommendation, the Court need not conduct a de novo review. *See* 28 U.S.C. § 636(b)(1) ("A judge of the court shall make a de novo determination of those portions of the report or specified proposed findings and recommendations to which objection is made."). The Court has reviewed the Report and Recommendation and finds its reasoning to be neither clearly erroneous nor contrary to law. *United States v. Wilson*, 864 F.2d 1219, 1221 (5th Cir.), *cert. denied*, 492 U.S. 918 (1989).

¹ Any party who desires to object to a Magistrate's findings and recommendations must serve and file his, her or its written objections within fourteen days after being served with a copy of the findings and recommendation. 28 U.S.C. § 635(b)(1). If service upon a party is made by mailing a copy to the party's last known address, "service is complete upon mailing." FED. R. CIV. P. 5(b)(2)(C). If service is by electronic means, "service is complete upon transmission." *Id.* at (E).


IT IS THEREFORE ORDERED that the Report and Recommendation of United States Magistrate Judge (docket no. 27) is ACCEPTED pursuant to 28 U.S.C. § 636(b)(1) such that Hilliard Martinez Gonzales LLP and Thomas J. Henry Injury Attorneys' Motion to Remand (docket no. 9) is GRANTED and this case is REMANDED to the County Court at Law No. 1 of Nueces County.

IT IS FURTHER ORDERED that the Clerk of Court shall mail a certified copy of this Order of Remand to the Clerk of the state court from which this case was removed.

IT IS FINALLY ORDERED that remaining motions pending with the Court, if any, are Dismissed as Moot and this case is CLOSED.

It is so ORDERED.

SIGNED this 11th day of August, 2023.



FRED BIERY
UNITED STATES DISTRICT JUDGE